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12/01/98

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

12/01/98  
USPTO  
12/01/98

Applicant : George H. Beall and David L. Weidman  
Serial No. : Not Yet Assigned  
Filed : Simultaneously Herewith  
For : ATHERMAL OPTICAL DEVICE

## Prior Application:

U.S. Serial No. : 09/101,630  
Filed : July 14, 1998  
For : ATHERMAL OPTICAL DEVICE  
Applicant (U.S.) : George H. Beall and David L. Weidman  
Int. Appl. No. : PCT/US96/13062  
Int. Filing Date : 7 August 1996 (07.08.96)  
Priority Date : 16 January 1996 (16.01.96)

Box Patent Application  
Commissioner of Patents and Trademarks  
Washington, D.C. 20231

FILING UNDER 37 CFR 1.53(b)Express Mail Information

Date of Deposit: December 1, 1998

Express Mail mailing label number: EJ266200952

FILING UNDER 37 CFR §1.53(b)

Transmitted herewith for filing is the patent application of:

Inventor : George H. Beall and David L. Weidman  
For : ATHERMAL OPTICAL DEVICE

Enclosed are:

1. Disclosure (12 pages)
2. Claims (6 pages)
3. Abstract (1 page)
4. Drawings (10 figures, 5 sheets, informal)
5. Declaration and Power of Attorney (3 pages)
6. Preliminary Amendment (6 pages)
7. Check for \$976.00
8. Express Mail Information (1 page)
9. Return Receipt Postcard (1 card)

This is a X continuation  
— divisional

application under 35 USC §120 of pending prior application No. 09/101,630 filed on July 14, 1998, which is the U.S. national phase filing of PCT/US96/13062 filed on August 7, 1996, which claims the benefit under 35 USC §119(e) of U.S. Provisional Application No. 60/010,058, filed on January 16, 1996.

Oath or Declaration

— Newly executed (original or copy)  
X Copy from prior application No. 09/101,630 (37 CFR 1.63(d))

X Incorporation By Reference

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

- With respect to the prior copending U.S. application from which this application claims benefit under 35 USC § 120, the inventors of the claims of this application are the same as the inventors of the claims of the prior application.
- Applicant hereby claims the benefit under 37 USC § 363 and 35 USC § 120 of the August 7, 1996 filing date of PCT/US96/13062.
- Applicant hereby claims the benefit under Title 35, United States Code § 119(e) of United States Provisional Patent Application No. 60/010,058 filed January 16, 1996.
- A preliminary amendment canceling Claims 1-40 and replacing them with Claims 41-61 is enclosed. The following filing fee calculation is based on the claims remaining in this application after the entry of this preliminary amendment.

LARGE ENTITY

The filing fee has been calculated as shown below:

Basic Fee:		\$ 790.00
Total Claims:	21 - 20 = 1 x 22	22.00
Indep. Claims:	5 - 3 = 2 x 82	164.00
Multiple dep. claim(s), if any:	+ 270	0.00
Total:		\$ 976.00

A check in the amount of \$976.00 is enclosed.

The Commissioner is hereby authorized to charge any additional fees which may be required by this paper, or credit any overpayment, to Deposit Account No. 11-1158.

- The prior application is assigned of record to Corning Incorporated.
- The power of attorney in the prior application is to Maurice M. Klee, Reg. No. 30,399; Alfred L. Michaelsen, Reg. No. 24,511; and Edward F. Murphy, Reg. No. 38,251.
- The power of attorney appears in the original papers in the prior application.

Address all future communications to:

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Respectfully submitted,

Date: 12/1/98

Maurice Klee

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Washington, D.C. 20231

EXPRESS MAIL INFORMATION

Attached hereto are the following papers which are being mailed to the Commissioner of Patents and Trademarks, Washington, D.C., 20231, utilizing the "Express Mail Post Office to Addressee" service of the United States Postal Service on the date indicated below:

1. Disclosure (12 pages)
2. Claims (6 pages)
3. Abstract (1 page)
4. Drawings (10 figures, 5 sheets, informal)
5. Declaration and Power of Attorney (3 pages)
6. Preliminary Amendment (6 pages)
7. Filing Under 37 CFR 1.53(b) (4 pages)
8. Check for \$976.00
9. Return Receipt Postcard (1 card)

Date of mailing: December 1, 1998

Express Mail mailing label number: EJ266200952

Person depositing papers with  
the U.S. Postal Service: Sarah S. Bedichek

12/1/98  
Date Signed

Sarah S. Bedichek  
Sarah S. Bedichek